GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Guntur District - Disciplinary proceedings against Sri D.Yesu Babu, the then Tahsildar, Prathipadu Mandal, (now retired) - AoCs issued - WSD submitted - Inquiry ofcer appointed - Inquiry Report submitted - communicated - further explanation submitted - to impose a penalty of "withholding of 15% (Fifteen percent) of monthly pension for a period of ten (10) years" - Orders - Issued.

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REVENUE (VIG.III) DEPARTMENT

G.O.Rt.No.512 Dated:07.07.2022.

Read the following:

1. Proceedings in Rc.No.2123/2015-A4, Dt:03.03.2016 of the of the Collector & District Magistrate, Guntur .
2. Proceedings in Rc.No.2123/2015/A4, Dt:17.05.2016 of the of the Collector & District Magistrate, Guntur .
3. Report in Rc.No.Spl.1/JC.II/2017, Dt:22.05.2017 of the Joint Collector - II & Inquiry Ofcer, Guntur District.
4. From Chief Commissioner of Land Administration, A.P., Vijayawada, Lr.No.VS.II(1)/759/2015, Dated:10.08.2020.
5. Govt.Memo.No.18023/13/2018-Vig.III(2), Dt:01.10.2020.
6. Govt.Memo.No.18023/13/2018-Vig.III(2)-7, Dt:01.06.2021.
7. Explanation dt:08.06.2021 of Sri D.Yesu Babu, the then Tahsildar, Prathipadu Mandal (Retd).
8. Govt.Letter.No.18023/13/2018-Vig.III(2), Dt:21.06.2021
9. From the Secretary, APPSC, Lr.No.292/DC&C/2021, Dated:27.08.2021.
10. Memo.No.18023/13/2018-Vig.III(2), Dt:02.05.2022
11. Explanation dt:13.05.2022 of Sri D.Yesubabu, former Tahsildar, Guntur District (Retd)

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ORDER:

Whereas, it was brought to the notice of Government that, theCollector & District Magistrate, Guntur vide the reference 1st read above, has initiated the disciplinary proceedings against (1) Sri D.Yesu Babu, the then Tahsildar,parthipadu Mandal, (now retired) (2) Sri V.Chalamaiah, thethen MRI, Parthipadu (M), and (3) Smt. N.Gayatri, the thenVRO, Nadimpalem (v), Prathipadu mandal for committing irregularities in issuance of No objection certifcate in favour of an Ex-Serviceman Sri Bollepali Ramesh Babu, S/o Subba Rao to an extent of Ac.4-04 cents situated in S.No.107/2 of Nadimpalem Village of Prathipadu Mandal, Guntur District. Further, the three Charged Officers have submitted their written statement of defenses denying the Charges. In the reference 2nd read above, the District Collector, Guntur has appointed the Joint Collector-II as inquiry ofcer to inquire into the Charges framed against the Charged Officers.

2. And whereas, in the reference 3rd read above, the Inquiry officer has submitted his report and stated, among others, that the Charges framed against Sri D.Yesu Babu, the then Tahsildar,parthipadu Mandal, (Retd) are held proved.

3. And whereas, in the reference 4th read above, the Chief Commissioner of Land Administration, A.P., Vijayawada has stated that (3) officials are involved in this case. Among them, one of the charged officer i.e Sri D.Yesu Babu, Tahsildar, former Tahsildar, Durgi (M) has retired from service. Hence the Chief Commissioner of Land Administration has requested the Govt. to concludethe departmental proceedings against retired Government servant alongwith other officials, who are involved in the same case under rule.9 ofAPRP Rules, 1980 r/w rule.24 of APCS (CC&A) Rules, 1991.

4. After careful examination of the matter, Govt have accepted the findings of the Inquiry officer. Accordingly, a copy of the enquiry repor thas been communicated to the Charged Officer Sri D.Yesu Babu, the then Tahsildar,Parthipadu Mandal, (Retd) under rule 21 (2) of A.P.C.S (CC&A) Rules, 1991 with a direction to submit his representation, if any, on the findings of the Inquiry Officer, to the Government for taking further necessary action in the matter, vide the reference 5th read above. The Charged Officer has submitted his further explanation on the findings of the Inquiry Officer.

(P.T.O)

5. After examining the explanation of the Charged Officer, it is provisionally decided to "Withhold five percent (5)% of monthly pension for a period of five years" against Sri D.Yesu Babu, the then Tahsildar, Parthipadu Mandal, (Retd). Accordingly, in the reference 6th read above, a show cause notice under Rule 9 of AP Revised Pension Rules,1980 has been issued to Sri D.Yesubabu, Tahsildar (Retd), as to why the proposed penalty of "withholding of monthly pension of 5% for 5 years" should not be imposed upon him for the irregularity committed, within a period of fifteen (15) days from the date of receipt of this show cause notice. Accordingly, Sri D.Yesubabu, Tahsildar (Retd), has submitted his explanation requested the Government to revise the provisional decision reducing the punishment from 5 years tenure to 3 years on humanitarian grounds. After examining the explanation of Sri D.Yesubabu, Tahsildar (Retd), it is decided to impose a penalty of "withholding of monthly pension of 5% for 5 years" against Sri D.Yesu Babu, the then Tahsildar, Parthipadu Mandal, (Retd). Accordingly, the Secretary, APPSC was requested to place the above proposal of the Govt, before the commission and obtain the concurrence and furnish the same to Government for taking further action in the matter, vide the reference 8thread above.

6. And whereas, in the reference 9th read above, the Secretary, APPSC has informed that the Commission has opined that the punishment proposed for the Charged Officer Sri D.Yesubabu is meager and not in conformity with the punishment proposed for other delinquent officers and also suggested that the punishment imposed against three (3) Charged Officers should be increased in severity and advise accordingly.

7. After considering the advice of the APPSC, it is provisionally decided to impose a penalty of "withholding of 15% of monthly pension for a period of ten (10) years" against Sri D.Yesu Babu, the then Tahsildar, Prathipadu Mandal, Guntur District (Retd), in terms of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980. Accordingly, a revised show cause notice has been issued to Sri D.Yesu Babu, Tahsildar (Retd) as to why the proposed penalty of "withholding (15)% monthly pension for a period of (10) years" should not be imposed against him, vide the reference 10th read above. Accordingly, in the reference 11th read above, Sri D.Yesubabu, Tahsildar (Retd) has requested the Government to exonerate him from the charges or to reduce penalty.

8. Government, after careful examination of the matter, hereby order to impose a penalty of "withholding (15)% monthly pension for a period of (10) years" against Sri D.Yesu Babu, the then Tahsildar, Prathipadu Mandal, Guntur District (now retired), under Rule 9 of A.P.R.P.Rules, 1980.

9. The Chief Commissioner of Land Administration, Andhra Pradesh, Vijayawada / the Collector, Guntur District shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To:
Sri D.Yesu Babu, the then Tahsildar, Prathipadu Mandal, Guntur District (Retd) through the Collector & District Magistrate, Guntur District
The Chief Commissioner of Land Administration, Andhra Pradesh, Mangalagiri.
The Collector & District Magistrate, Guntur District

Copy to:-

The Principal Accountant General (A&E), A.P., Hyderabad/Vijayawada.
The Secretary, Andhra Pradesh Public Service Commission, Vijayawada.
Sf/Sc.

// FORWARDED :: BY ORDER//

SECTION OFFICER